

EXHIBIT 4

UNITED STATES DISTRICT COURT
IN AND FOR THE DISTRICT OF WYOMING

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STEPHANIE WADSWORTH,)
individually and as)
Parent and Legal) CASE NO.
Guardian of W.W., K.W.,) 2:23-cv-00118-NDF
G.W., and L.W., minor)
children, and MATTHEW)
WADSWORTH,)
)
Plaintiffs,)
)
v.)
)
WALMART, INC. and JETSON)
ELECTRIC BIKES, LLC,)
)
Defendants.)

ORAL DEPOSITION OF
DEREK A. KING, M.S., P.E.
MONDAY, AUGUST 19, 2024

REPORTED BY:
DEBRA A. DIBBLE, FAPR, RDR, CRR, CRC, Notary Public
California CSR 14345
JOB NO. 44990

1 A. Approximately, yeah.

2 BY MR. LAFLAMME:

3 Q. So in order to get the cells 4 and 10 to
4 short circuit, both of their separators would have
5 had to fail at approximately the same time, correct?

6 A. Yes.

7 Q. Have you ever had any other hoverboard
8 cases where you believe there was a short circuit in
9 two different cells at approximately the same time?

10 A. I have not personally had any other
11 hoverboard cases.

12 Q. Okay. How about any other lithium-ion
13 battery cases, any others that you can identify
14 where you believe the -- two of -- at least two of
15 the battery cells within the battery pack failed at
16 approximately the same time due to a short circuit?

17 A. Not -- nothing comes to mind.

18 Q. Okay. If you could pull out your
19 PowerPoint again, and go to the page of the CT scan.

20 Were you able to -- was there any arcing
21 that was found on any wires within the hoverboard?

22 A. Not that I observed.

23 Q. Was there any arcing -- or are you aware
24 of any arcing that was found on any wires related to
25 the Wadsworth house at the site?

1 battery cases that I've worked on, I believe the
2 vast majority of them involved at least a fire of
3 the cell but not necessarily a structure fire.

4 Q. You mentioned e-cigarettes.

5 A. Yes.

6 Q. How many of those cases have you worked
7 on, that involved an ignition through the
8 lithium-ion battery?

9 A. I would estimate dozens. Many.

10 Q. All right. Any in which you've been the
11 lead investigator?

12 A. No.

13 Q. So in each of those, you've been an
14 assistant investigator?

15 A. Yes.

16 Q. And you would not have authored a report
17 for any of those e-cigarette cases that you've just
18 referenced, correct?

19 A. Correct.

20 Q. And you wouldn't have provided any
21 testimony with respect to any e-cigarette cases,
22 correct?

23 A. Correct.

24 Q. How many lithium-ion batteries are in an
25 e-cig?

1 A. Ranges from one to -- one or two is the
2 most common.

3 Q. What's the UL standard applicable to
4 e-cigarettes?

5 A. I don't recall the number.

6 Q. It's not UL 2272, is it?

7 A. No.

8 Q. So aside from the e-cigarette cases in
9 which you have assisted others, we're aware of the
10 one other hoverboard in which -- case in which you
11 assisted one of your co-workers, correct?

12 A. Yes.

13 Q. And then this case, correct?

14 A. Correct.

15 Q. Does that run the full list?

16 MR. AYALA: Form.

17 BY MR. LAFLAMME:

18 Q. Does that run the full list of
19 lithium-ion battery fire cases that you have worked
20 on?

21 A. There were some e-bike, electric bike.

22 Q. Were there e-bike fires?

23 A. Yes.

24 Q. Okay. How many of those have you worked
25 on?

1 A. One, I remember distinctly, but I believe
2 there may have been one or two more.

3 Q. You were not the primary expert on
4 either -- any of those, were you?

5 A. Correct.

6 Q. You have never authored a report related
7 to an e-bike fire case, have you?

8 A. Correct.

9 Q. You have not provided any testimony
10 related to an e-bike fire case, correct?

11 A. Correct.

12 Q. You were merely an assistant to someone
13 else on those e-bike fire cases, correct?

14 MR. AYALA: Form.

15 A. Correct.

16 BY MR. LAFLAMME:

17 Q. And, in fact, you weren't even a
18 professional engineer until last year, correct?

19 A. Correct.

20 Q. Have we now exhausted the list of all of
21 the lithium-ion battery fire cases that you've
22 worked on?

23 A. I believe so.

24 Q. So the only one in which you have
25 actually authored a report related to an alleged